IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

Misc. Civil Application No.666 of 2007 (Review)
In
Contempt Petition No.35 of 2004 (Disposed of)

(Shri Sunilkumar s/o Madanlal Agrawal v. Shri M.N. Kapgate, Dy. Director of Education and others)

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	**Court's or Judge's orders**

S/Shri H.K. Pande & H.A. Deshpande, Advocates for Petitioner.
Shri P.D. Kothari, AGP for Respondent No.1.
Shri M.V. Samarth, Advocate for Applicants/Respondents No.2 and 3.

Coram : R.C. Chavan, J.
Dated : 10th August, 2007

1. Heard the learned Advocates for the parties.

2. By this application, respondents No.2 and 3 – Management of Mahavir Marwari School and Junior College – seek review/modification/setting of the order dated 12-12-2005.

3. The order dated 12-12-2005 in fact contains no order. It only recites that the petition was filed for seeking enforcement of the order passed by the School Tribunal, that the notices were issued to the respondents, and that respondent No.1 – Deputy Director of Education had stated that a sum of Rs.2,53,358/- had

already been paid to the petitioner and the remaining amount of Rs.1,80,635/- would be deducted and paid to the petitioner immediately, i.e. as and when non-salary grant is made available by the State. In view of this statement, the petitioner had stated that the petition may be disposed of, as the order of the School Tribunal had been substantially complied with. The petition was accordingly disposed of.

4. Since this Court has not issued any order, there is no question of review/modification/setting aside of the order dated 12-12-2005. If the applicants/respondents No.2 and 3 are aggrieved by something which has happened, their remedy lies elsewhere and they are free to pursue it.

5. The Misc. Civil Application is disposed of.

JUDGE.

Pdl.